

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA
ERIE DIVISION

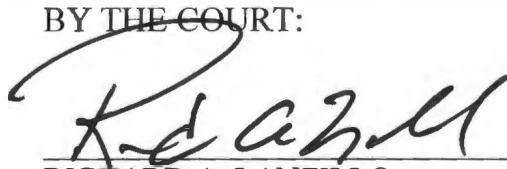
CAINE PELZER,)
vs. Plaintiff) 1:20-CV-00325-RAL
vs.) RICHARD A. LANZILLO
PENNSYLVANIA DEPARTMENT OF) Chief United States Magistrate Judge
CORRECTIONS, et al,) ORDER ON THE PARTIES' MOTIONS IN
Defendants) LIMINE CONCERNING
) ADMINISTRATIVE EXHAUSTION
) ECF NOS. 81, 78

ORDER

Two related motions *in limine* are before the Court: Defendants' Motion to Exclude Evidence and Testimony of Unexhausted Claims (ECF No. 81), and Plaintiff's Motion to Exclude Evidence Related to Administrative Remedies (ECF No. 78). For the reasons discussed in the accompanying Memorandum Opinion, Plaintiff's motion is GRANTED and DEFENDANTS' motion is DENIED. No evidence or argument regarding Defendants' affirmative defense of failure to exhaust administrative remedies shall be offered or admitted at trial.

DATED this 28th day of February, 2024.

BY THE COURT:


RICHARD A. LANZILLO
CHIEF UNITED STATES MAGISTRATE JUDGE